

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
PROBATION OFFICE**

**Petition for Warrant  
with Attached Request for  
Court Action Direction Detailing Probable Cause**

Offender: Smith, Curtis Docket Number: 07 CR 567(CLB)  
Sentencing Judge: Honorable Charles Briant, U.S. District Judge  
Date of Original Sentence: October 21, 2003  
Original Offense: 18 USC 659: Theft of Interstate Freight  
Original Sentence: 63 months imprisonment; three years supervised release; revocation/TSR  
Revocation Sentence: (8/9/06) 8 months imprisonment; 24 months supervised release  
Type of Supervision: Supervised Release Date Supervision Commenced: January 6, 2006

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**PETITIONING THE COURT TO ISSUE A WARRANT**

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The offender has not complied with the following conditions of supervision:

Nature of Noncompliance

- 1 **ON OR ABOUT MAY 25, 2008, IN THE CITY OF NEWBURGH, N.Y., THE RELEASEE COMMITTED A STATE CRIME; TO WIT, GRAND LARCENY 3<sup>RD</sup> DEGREE, IN VIOLATION OF NYSPL 155.35, A CLASS D FELONY (MANDATED CONDITION, GRADE B VIOLATION)**
- 2 **ON OR ABOUT MAY 25, 2008, IN THE CITY OF NEWBURGH, N.Y., THE RELEASEE COMMITTED A STATE CRIME; TO WIT, GRAND LARCENY 4<sup>TH</sup> DEGREE, IN VIOLATION OF NYSPL 155.30, A CLASS E FELONY. (MANDATED CONDITION, GRADE B VIOLATION)**
- 3 **ON OR ABOUT MAY 25, 2008, IN THE CITY OF NEWBURGH, N.Y., THE RELEASEE COMMITTED A STATE CRIME; TO WIT, POSSESSION OF STOLEN PROPERTY 5<sup>TH</sup> DEGREE, IN VIOLATION OF NYSPL 165.40, A CLASS A MISDEMEANOR. (MANDATED CONDITION, GRADE C VIOLATION)**
4. **ON JULY 2, 2008, AND ANYTIME THEREAFTER, THE RELEASEE FAILED TO REPORT TO HIS PROBATION OFFICER AS DIRECTED. (CONDITION #2, GRADE C VIOLATION)**

5. **ON OR ABOUT JULY 8, 2008, IN THE CITY OF ELIZABETH, N.J. THE RELEASEE COMMITTED A STATE CRIME; TO WIT, RECEIVING STOLEN PROPERTY, IN VIOLATION OF NJSPL 2C:20-7. (MANDATED CONDITION, GRADE B VIOLATION)**
6. **ON OR ABOUT JULY 8, 2008, IN THE CITY OF ELIZABETH, N.J. THE RELEASEE COMMITTED A STATE CRIME; TO WIT, POSSESSION OF COCAINE, IN VIOLATION OF NJSPL 2C:35-10A1. (MANDATED CONDITION, GRADE A VIOLATION - MANDATORY REVOCATION)**
7. **ON OR ABOUT JULY 8, 2008, IN THE CITY OF ELIZABETH, N.J. THE RELEASEE COMMITTED A STATE CRIME; TO WIT, POSSESSION OF PARAPHERNALIA, IN VIOLATION OF NJSPL 2C:36-2, A VIOLATION . (MANDATED CONDITION, GRADE C VIOLATION)**


U.S. Probation Officer Recommendation:

The term of supervision should be:

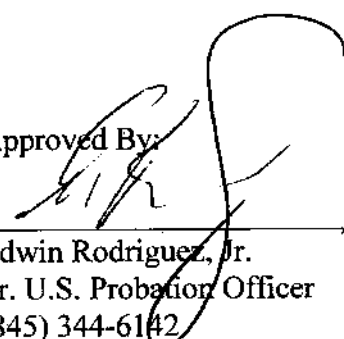
Revoked [X]

**I declare under penalty of perjury that the foregoing is true and correct. (Supporting documentation is attached)**

Respectfully submitted,

  
Peter C. Warner  
Sr. U.S. Probation Officer  
(845) 344-6117

Approved By:

  
Edwin Rodriguez, Jr.  
Sr. U.S. Probation Officer  
(845) 344-6142

Date

7/21/08



**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
PROBATION OFFICE**

*Judicial Response*

**THE COURT ORDERS:**

☐ The Issuance of a Summons

The Offender is directed to appear as follows:

Date: \_\_\_\_\_

Time: \_\_\_\_\_

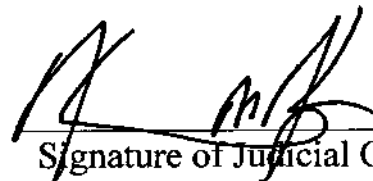
Place: \_\_\_\_\_

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The Issuance of a Warrant

Submit a Request for Modifying the Condition or Term of Supervision

Other

  
\_\_\_\_\_  
Signature of Judicial Officer

7/28/08  
\_\_\_\_\_  
Date